

1 AN ACT relating to automated license plate readers.

2 *Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 189 IS CREATED TO
4 READ AS FOLLOWS:

5 *(1) As used in this section:*

6 *(a) "Automated license plate reader" or "ALPR" means a system of one (1) or*
7 *more mobile or fixed high-speed cameras combined with computer*
8 *algorithms to convert images of license plates into data that is readable by a*
9 *computer system; and*

10 *(b) "Entity" means any law enforcement agency, unit of local government,*
11 *school or university, homeowner's association, company, or individual that*
12 *deploys and maintains ALPRs.*

13 *(2) An ALPR may only be deployed and maintained by:*

14 *(a) An entity for the sole purpose of protecting public safety, conducting*
15 *criminal investigations, or ensuring compliance with local, state, or federal*
16 *law; or*

17 *(b) The Kentucky Transportation Cabinet for the sole purpose of toll collection*
18 *activities on highways and bridges.*

19 *(3) License plate data captured by an ALPR shall not be retained for more than*
20 *ninety (90) days, except when the data is captured by:*

21 *(a) An entity and is being used as evidence in a criminal prosecution or*
22 *administrative investigation; or*

23 *(b) The Kentucky Transportation Cabinet and is being used for toll collection*
24 *activities on highways and bridges.*

25 *(4) An entity or the Kentucky Transportation Cabinet shall not sell any recorded*
26 *images or data captured by an ALPR for any purpose and shall not make the data*
27 *available except to another law enforcement officer or agency.*